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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/688,249	10/16/2003	J. Barry Shackleford	200207603-1	4583

22879 7590 04/13/2006

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FORT COLLINS, CO 80527-2400

EXAMINER
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NEGIN, RUSSELL SCOTT

ART UNIT	PAPER NUMBER
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1631

DATE MAILED: 04/13/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT

PAPER

040506

DATE MAILED:

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## Commissioner for Patents

The reply filed on February 3, 2006 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

First, applicants withdraw claims; while applicants may cancel claims, only the Office can withdraw them.

Second, claim 78 is withdrawn. While there may be a typographical error and claim 78 may be claims 7-8, there is no claim numbered 78 in the present set of claims.

Third, applicants fail to elect a specie as required in the restriction requirement of January 6, 2006.

See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Papers related to this application may be submitted to Technical Center 1600 by facsimile transmission. Papers should be faxed to Technical Center 1600 via the central PTO Fax Center. The faxing of such pages must conform with the notices published in the Official Gazette, 1096 OG 30 (November 15, 1988), 1156 OG 61 (November 16, 1993), and 1157 OG 94 (December 28, 1993)(See 37 CFR § 1.6(d)). The Central PTO Fax Center Number is (571) 273-8300.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Russell Negin, Ph.D., whose telephone number is (571) 272-1083. The examiner can normally be reached on Monday-Friday from 7am to 4pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's Supervisor, Ardin Marschel, Ph.D., Supervisory Patent Examiner, can be reached at (571) 272-0718.

Any inquiry of a general nature or relating to the status of this application should be directed to Legal Instrument Examiner, Tina Plunkett, whose telephone number is (571) 272-0549.

Information regarding the status of the application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information on the PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

*John S. Brusca signed 5 April 2006*  
JOHN S. BRUSCA, PH.D.  
PRIMARY EXAMINER

RSN 4/5/06

*RSN 4/5/06*